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**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

**DONALD ULFERTS, Individually And On
Behalf Of All Others Similarly Situated,**

Plaintiff,

-against-

FRANKLIN RESOURCES, INC.;
FRANKLIN ADVISERS, INC.; and
FRANKLIN/TEMPLETON
DISTRIBUTORS,
INC.,

Defendants.

Civil Action No. 2:07-cv-01309-WJM-MF

**NOTICE OF MOTION TO DISMISS
THE CLASS ACTION COMPLAINT**

DOCUMENT FILED ELECTRONICALLY

PLEASE TAKE NOTICE that on _____ at 10:00 a.m., or as otherwise scheduled by the Court, Defendants will move before the Honorable William J. Martini in the United States District Court, District of New Jersey, at the Martin Luther King, Jr. Federal Building & United States Courthouse, 50 Walnut Street, Newark, New Jersey 07102, for entry of an order dismissing the Class Action Complaint in its entirety, with prejudice, pursuant to Fed. R. Civ. P. 12(b)(1) and 12(b)(6).

PLEASE TAKE FURTHER NOTICE that in support of this Motion, Defendants will rely upon the accompanying Memorandum of Law in Support of the Motion to Dismiss submitted herewith and a proposed form of Order.

PLEASE TAKE FURTHER NOTICE that oral argument is requested in this matter.

Dated: September 25, 2007

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